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Date:

9/20/06

By:

Patti Hespell



Mail Stop Amendment

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Patent Application of Charles A. Eldering et al.

Conf. No.: 5199 : Group Art Unit: 3622
Appln. No.: 09/928,024 : Examiner: Van Bramer, John W.
Filing Date: 10 August 2001 : Attorney Docket No.: T741-10

Title: Targeting ads to subscribers based on privacy-protected subscriber profiles

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Each of the documents listed on the attached Information Disclosure Statement Citation Form PTO/SB/08A may be material to the patentability of the above-identified patent application and/or may result in a duty to disclose in accordance with 37 C.F.R. §1.56.

In accordance with 37 C.F.R. § 1.98(a)(2)(ii), copies of the U.S. Patents and U.S. Patent Publications listed on the attached Form PTO/SB/08A are not being provided. However, copies of the foreign references and non-patent documents are enclosed.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitute prior art, nor as an admission against interest in any manner.

This Information Disclosure Statement is being submitted:

- ☐ (1) within three (3) months of the filing date, entry into national phase in an international application or before the mailing date of the First Office Action; or

- ☒ (2) after the period defined in (1) above but before the mailing date of a Final Rejection or Notice of Allowance, and
- ☐ Certification is made below, or
- ☒ The check or authorization to charge deposit account in the amount of the fee set forth by 37 C.F.R. §1.17(p) is attached.
- ☐ (3) after the mailing date of a Final Rejection or Notice of Allowance but before the payment of the Issue Fee, and
- ☐ Applicant hereby Petitions the Commissioner to consider the attached references; Certification is made below and the fee is included.

It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

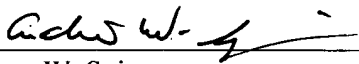
☒ The Commissioner is hereby authorized to charge Deposit Account No. **501535** as noted below. A duplicate copy is enclosed:

- ☒ Information Disclosure Statement Fee under 37 C.F.R. §1.97(c) and §1.17(p) in the amount of **\$180.00**.
- ☒ Any deficiencies or overpayments in the above-calculated fee.

Respectfully submitted,

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Form PTO/SB/08A

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 6

Complete if Known

Application Number 09/928,024
Filing Date 08/10/2001
First Named Inventor Charles A. Eldering
Group Art Unit 3622
Examiner Name Van Bramer, John W.
Attorney Docket Number T741-10

U.S. PATENT DOCUMENTS

Exr Initials	U.S. Patent Document		Name of First Inventor of Cited Document	Date of Publication of Cited Document MM-YYYY
	Number	Kind Code (if known)		
	US4546382		McKenna; William J.	10-1985
	US4833308		Humble, David R.	05-1989
	US4930011		Kiewit; David A.	05-1990
	US4972504		Daniel, Jr.; James N.	11-1990
	US5099319		Esch; Arthur G.	03-1992
	US5128752		Von Kohorn; Henry	07-1992
	US5155591		Wachob; David E.	10-1992
	US5201010		Deaton; David W.	04-1993
	US5223924		Strubbe; Hugo J.	06-1993
	US5227874		Von Kohorn; Henry	07-1993
	US5231494		Wachob; David E.	07-1993
	US5285278		Holman; Michael J.	02-1994
	US5315093		Stewart; Roy A.	05-1994
	US5331544		Lu; Daozheng	07-1994
	US5351075		Herz; Frederick	09-1994

FOREIGN PATENT DOCUMENTS

Exr Initials	Foreign Patent Document			Name of Applicant of Cited Document	Date of Publication of Cited Document MM-YYYY	T ₁
	Country Code	Number	Kind Code (if known)			
	CA	2323166		BASCO	04-2001	
	WO	9423383		LA LONDE	10-1994	
	WO	9821713		LEVILLE	05-1998	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Exr Initials	Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher and city and/or county where published.	T ₁
	Product literature, Imgis, "AdForce", Copyright 1998, 5 pgs.	
	Press Release, AdForce, "AdForce Introduces AdForce Everywhere: Advertising, Marketing, & Promotions Wherever a Digital Signal can Be Sent, 3/27/00, 3 pgs.	
	Product Literature, AdForce, "AdForce Strategic Partners", 2 pgs.	
	Marketing Literature, Broadvision, "The Power of Personalization", 3 pgs.	
	Press Release, BroadVision, Inc., "BroadVision Unleashes the Power of Internet with personalization Marketing and Selling", January 22, 1996, 4 pgs.	

Examiner
Signature

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Exr Initials	U.S. Patent Document		Name of First Inventor of Cited Document	Date of Publication of Cited Document MM-YYYY
	Number	Kind Code (if known)		
	US5404393		Remillard, Roger	04-1995
	US5559549		Hendricks; John S.	09-1996
	US5591735		Tuba, Zoltan	01-1997
	US5604542		Dedrick; Rick	02-1997
	US5621812		Deaton; David W.	04-1997
	US5644723		Deaton; David W.	07-1997
	US5649114		Deaton; David W.	07-1997
	US5661516		Carles; John B.	08-1997
	US5689799		Dougherty, Brian P.	11-1997
	US5712979		Graber; Terry E. et al.	01-1998
	US5734838		Robinson; W. Brent et al.	03-1998
	US5740252		Minor; Halsey M. et al.	04-1998
	US5749081		Whiteis; David E.	05-1998
	US5749210		Kikuchi; Koichi et al.	05-1998
	US5754938		Herz; Frederick S. M. et al.	05-1998

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	Cable World Publication, "Adcom's Cable Meter: A Revolution in the Making?", March 1997, 3 pgs.		
	ARMSTRONG, LARRY, "Coupon Clippers, Save Your Scissors", Business Week, June 20, 1994, 4 pgs.		
	Product Literature, DoubleClick, Inc., "DoubleClick Dart", Copyright 1996-8, 16 pgs.		
	DUNN, MELISSA, "Privacy and Profiling on the Web", Publication June 2, 1997, 12 pgs.		
	Product Literature, Engage Technologies, "Engage.Discover", Copyright 1997, 13 pgs.		
	FIELDING, R., "Hypertext Transfer Protocol - HTTP/1.1", Internet Draft, August 12, 1996, 110 pgs.		
	Firefly Network, Inc., "Firefly Network Extends Open Platform for Personalized Web Site or Desktop Applications", Press Release, Copyright 1996,1997, 2 pgs.		
	Firefly Network, Inc. "Firefly Network Provides Open Approach for a Personalized and Measurable Web Experience", Press Release, Copyright 1996,1997, 2 pgs.		
	Firefly Corporation, "Firefly Passport", 8 pgs.		
	Firefly Network, Inc., "Firefly Network and Yahoo! Offer Consumers Ability to Intelligently Navigate the Web", Press Release, Copyright 1996,1997, 3 pgs.		
	Firefly Network, Inc., "Netscape, Firefly and Verisign Propose Open Profiling Standard (OPS) to Enable Broad Personalization of Internet Services", Press Release, Copyright 1996,1997, 4 pgs.		
	Firefly, Network, Inc., "Open Profiling Standard OPS", Press Release, Copyright 1996,1997, 14 pgs.		

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	Number	Kind Code (if known)		
	US5758257		Herz; Frederick et al.	05-1998
	US5761601		Nemirofsky; Frank R.	06-1998
	US5761647		Boushy; John Michael	06-1998
	US5761648		Golden; Steven M. et al.	06-1998
	US5761662		Dasan; Vasanthan S.	06-1998
	US5764235		Hunt; William J. et al.	06-1998
	US5774868		Cragun; Brian John	06-1998
	US5774869		Toader; Adrian	06-1998
	US5790790		Smith; Jeffrey C. et al.	08-1998
	US5794210		Goldhaber; A. Nathaniel	08-1998
	US5796952		Davis; Owen et al.	08-1998
	US5809242		Shaw; David E. et al.	09-1998
	US5826242		Montulli; Lou	10-1998
	US5832457		O'Brien; Michael F.	11-1998
	US5835087		Herz; Frederick S. M. et al.	11-1998

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	HALLMAN-BAKER, PHILLIP M., "Session Identification URI", Working Draft, February 21, 1996, 8 pgs.		
	HOLTMAN, KOEN, "Content negotiating user agent extension", Internet Draft, September 2, 1996, 3 pgs.		
	Hotmail, "Advertisement Opportunities", Press Release, 1996-1997, 2 pgs.		
	Hotmail, "Hotmail Provides Web-Based Free E-mail To The World On Independence Day", Press Release, July 1, 1996, 2 pgs.		
	Hotmail, "HoTMail Tops 100,000 Subscribers", Press Release, September 6, 1996, 2 pgs.		
	Hotmail, "Hotmail Subscribers Base Doubles to 500,000 in One month", Press Release, November 11, 1996, 1 pg.		
	Hotmail, "Hotmail Subscriber Base Tops One Million", Press Release, January 21, 1997, 2 pgs.		
	CHANG, A-M, "Goodies " in exchange for consumer information on the Internet: the economics and issues", IEEE Electronic Library, System Sciences, 1998, Vol. 4, 12 pgs.		
	GALLAGHER, K., "A framework for targeting banner advertising on the Internet", IEEE Publication, January 1997, Pgs. 265-274, Vol. 4, Proceedings of the 30 th Hawaii Int'l. Conference, 12 pgs.		
	MCCANDLESS, M. "Web Advertising", IEEE Publication, May-June 1998, Pgs. 8-9, Vol. 13, 2 pgs.		
	FORTANET, I., "Netvertising: content-based subgeneric variations in a digital genre", System Sciences, 1998, Proceedings of the 31 st Hawaii Intn'l. Conference, June 1998, Vol. 2, 12 pgs.		

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U.S. PATENT DOCUMENTS				
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	Number	Kind Code (if known)		
	US5848397		Marsh, Brian D.	12-1998
	US5850433		Rondeau; David Edward	12-1998
	US5867799		Lang; Andrew K. et al.	02-1999
	US5897622		Blinn; Arnold et al.	04-1999
	US5915001		Uppaluru; Premkumar V.	06-1999
	US5918014		Robinson; Gary B.	06-1999
	US5925100		Drewry; Raymond G. et al.	07-1999
	US5926205		Krause; Edward A.	07-1999
	US5930764		Melchione, Anthony T.	07-1999
	US5931901		Wolfe; Robert L. et al.	08-1999
	US5933811		Angles; Paul D.	08-1999
	US5970469		Scroggie; Michael C.	10-1999
	US5987480		Donohue; Michael et al.	11-1999
	US5978799		Hirsch; G. Scott	11-1999
	US5991878		McDonough; John C. et al.	11-1999

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	HENSLEY, PAT, "Proposal for an Open Profiling Standard", Publication, June 2, 1997, 14 pgs.		
	Matchlogic Services, "Matchlogic, Inc.", Marketing Literature, 2 pgs.		
	Media Metrix, "Frequently Asked Questions", Marketing Literature, 2 pgs.		
	MUTZ, A. "User-Agent Display Attributes", Internet Draft, August 1, 1996, 5 pgs.		
	NetGravity, Inc., "NetGravity Launches AdServer, the Premier Advertising Management System Software for World Wide Web Publishers", Press Release, January 31, 1996, 2 pgs.		
	NetGravity, Inc., "NetGravity Launches AdServer 2.1, Significant Enhancements Make Online Advertising More reliable, Efficient, and Manageable", Press Release, January 13, 1997, 3 pgs.		
	Netscape communications, "Open Profiling Standard (OPS) Frequently Asked Questions", Publication, May 27, 1997, 4 pgs.		
	Netscape Communications, "Netscape Web Site Advertising opportunities", Publication, Copyright 1997, 3 pgs.		
	EAMES, T., "A Winning Solution", Next Level Communications, Press Release, June 1997, 6 pgs.		
	Net Perceptions Corporation, "Adding Value in the Digital Age", White Papers, 11 pgs.		
	NetGravity, Inc., "AdServer 3", Product Literature, 6 pgs.		
	Open Sesame, "Learn Sesame", Product Data Sheet, 3 pgs.		
	PC Magazine, "Read Ads for Real Money", Publication, Page 9, January 7, 1997, 1 pg.		
	Pointcast, "PointCast Unveils First News Network that Reaches Viewers at Their Desktops", Press release, February 13, 1996, 5 pgs.		

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	Number	Kind Code (if known)	
	US5995943		Bull, David Stanley
	US6002393		Beauregard, Robert G.
	US6009409		Adler, Micah A.
	US6009410		LeMole, Suzanne L.
	US6014090		Rosen, Kenneth H. et al.
	US6014698		Griffiths, Michael John
	US6026370		Jermyn, Michael G.
	US6029195		Herz, Frederick S. M.
	US6035280		Christensen, Scott N.
	US6038591		Wolfe, Robert L.
	US6041357		Kunzelman, Kevin et al.
	US6055573		Gardenswartz, Will H.
	US6058418		Kobata, Hiroshi
	US6073241		Rosenberg, Jonathan et al.
	US6084628		Sawyer, Francois
	US6119101		Peckover, Douglas L.
	US6134592		Montulli, Lou
	US6138142		Linsk, Steven J.
	US6157946		Itakura, Yuichiro et al.

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	PointCast, "PointCast Announces Dramatic Enhancements to Advertiser Services", Press Release, June 26, 1996, 5 pgs.		
	PointCast, "PointCast Announces Advertising Sales to Major Sponsors", Press Release, June 19, 1996, 4 pgs.		
	RASKUTTI, et al., "Acquiring Customer Preferences for Information Filtering: a Heuristic-Statistical Approach", Proceedings of the 15 th Int'l. Conference on User Modeling, Kaluna-Kona, HI, USA, January 1996, 3 pgs.		
	Scientific Atlanta, "Capitalizing on the HFC Advantage", White Paper, 6 pgs.		
	Aptex Software, Inc., "SelectCast for Commerce Servers", Product Literature, 2 pgs.		
	Aptex Software, Inc., "SelectCast for Ad Servers", Product Literature, 2 pgs.		
	ROSSI, Peter E., "The Value of Purchase History Data in Target Marketing", Marketing Science, Vol. 15, No. 4, 1996, 20 pgs.		
	WASSERMAN, Elizabeth, "Cyber trails to you", San Jose Mercury News, December 8, 1996, 3 pgs.		
	Yahoo!, Inc., "My Yahoo! Makes the Web Even More Personal", Press Release, December 9, 1996, 2 pgs.		
	Yahoo!, Inc., "Web users Create Their Own Yahoo!", Press Release, July 15, 1996, 2 pgs.		

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